PS 8 (8/88)

United States District Court

FILED DISTRICT COURT OF GUAM

for

THE DISTRICT OF GUAM

AUG 24 200599

MARY L.M. MORAN

		RAYMOND N. ATOIGUE		_ Docket No). ————————————————————————————————————	CLERKSON COURT		
	Petition for Acti	on on Condit	ions of P	retrial Relea	ıse			
COMESNOW	V GRA	GRACE D. FLORES			PRETRIAL SERVICES OFFICER			
presenting an official	an official report upon the conduct of defendant			Raymond N. Atoigue				
who was placed un	der pretrial release sup	pervision by	the		in V.E. Manib			
sitting in the court at		on the	15 th	date of	April	, 20	05	
under the following c	conditions:							
	e or unlawful possessic unless prescribed by a				trolled subst	ances dej	îned n	
RESPECTFUI	LLY PRESENTING PETIT					LLOWS:	di	
	(If short insert here;	if lengthy write	on separate	e sheet and atta	ch)	EC	EIVE	
	Please see attache	ed declaratio	n in sup	port of petit	ion.	AUG	29 2005	
PRAYING THAT THE	COURT WILL				DI	_	OURT OF G	
					motter he se	t for a ba		
and at that hearing, t conditions of release	C. § 3148, order that a the defendant be held to be should not be modified	answer or sl	10w caus	e why bail sl	hould not be 1	evoked o	or why	
and at that hearing, t conditions of release	the defendant be held to	answer or sl	10w caus	e why bail sl	hould not be 1	evoked o	or why	
and at that hearing, t	the defendant be held to	answer or shed, or for any	10w caus	e why bail si atter for whi	hould not be neight the Court	evoked o	or why	
and at that hearing, to conditions of release and proper. ORDER OF COURT	the defendant be held to e should not be modifie	answer or shed, or for any	10w caus	e why bail si atter for whi	hould not be a	revoked omay dee	or why	
and at that hearing, to conditions of release and proper. ORDER OF COURT Considered and order	the defendant be held to e should not be modified the should not be modified to should	answer or shed, or for any	10w caus	Respec	hould not be neight the Court	revoked of may dee	or why	
and at that hearing, to conditions of release and proper. ORDER OF COURT Considered and order of 40, 20, 20, 4	ered this	answer or shed, or for any	10w caus	Respec	hould not be rich the Court ctfully, Grace D. Flo	revoked of may dee	or why	
and at that hearing, to conditions of release and proper. ORDER OF COURT Considered and order of 40, 20, 20, 4	the defendant be held to e should not be modified the should not be modified to should	answer or shed, or for any	10w caus	Respec	ctfully, Grace D. Flo	T Ou	or why	
and at that hearing, to conditions of release and proper. ORDER OF COURT Considered and order of 100 for 100	ered this	answer or shed, or for any	10w caus	Respec	hould not be rich the Court ctfully, Grace D. Flo	T Ou	or why	

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA Plaintiff,)	USDC Cs. No. 05-00035-001
VS.)	DECLARATION IN SUPPORT OF PETITION
RAYMOND N. ATOIGUE Defendant.))	
)	

Re: Violation Report; Request For Summons.

I, Grace D. Flores, am the U.S. Probation Officer assigned to supervise the Court-ordered conditions of pretrial release for Raymond N. Atoigue, and in that capacity declare as follows:

On April 15, 2005, Raymond N. Atoigue made an initial appearance before Magistrate Judge Joaquin V. E. Manibusan Jr. on an Indictment charging him with Count I: Attempted Possession With Intent To Distribute Methamphetamine Hydrochloride, in violation of 21 U.S.C. §841(a)(1) and Count II: Forfeiture Allegation, in violation of 21 U.S.C. §853. Mr. Atoigue was granted pretrial release with conditions. He is alleged to have violated the following condition:

Special condition: Refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. §802, unless prescribed by a licensed medical practitioner. On July 22, and 29, 2005, and August 12, and 17, 2005, the defendant tested presumptively positive for the use of methamphetamine and admitted in writing to using "ice" on July 19, and 29, 2005, and August 10, and 16, 2005 respectfully.

On July 19, and 25, 2005, Mr. Atoigue tested presumptively positive for the use of methamphetamine. He denied use and the specimens were sent to Quest Diagnostics Laboratory for confirmation testing. The specimens were subsequently confirmed positive for the use of amphetamine and methamphetamine.

<u>Supervision Compliance</u>: The probation officer has no information that suggests that he has not complied with other conditions of pretrial release.

DECLARATION IN SUPPORT OF PETITION

Violation Report; Request for Summons

ATOIGUE, Raymond N. USDC Cr. Cs. No. 05-00035-001

August 25, 2005

Page 2

Recommendation: It is requested that a summons be issued pursuant to 18 U.S.C. § 3148, for the defendant's appearance at a hearing scheduled by the Court, and at that hearing, the defendant be held to answer or show cause why bail should not be revoked or why his conditions of release should not be modified, or for any other reason for which the Court may deem just and proper. violations have been discussed with Assistant United States Attorney Karon Johnson and she concurs that a hearing is appropriate in this case. Assistant Federal Public Defender Kim Savo has been informed of the defendant's violation.

I declare, under penalty of perjury, that the foregoing is true and correct, except those matters stated upon information and belief, and as to those matters, I believe them to be true.

Executed this 25th day of August 2005, at Hagatna, Guam, in conformance with the provisions of 28 U.S.C. § 1746.

Respectfully submitted,

FRANK MICHAEL CRUZ Chief U.S. Probation Officer

U.S. Probation Officer

Reviewed by:

ROSSANNA VILLAGOMEZ-AGUON

U.S. Probation Officer Supervision Unit Leader

Karon Johnson, AUSA cc: Federal Public Defender

File